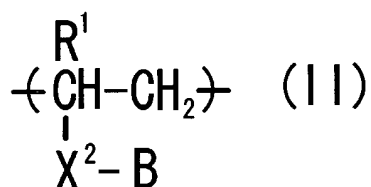
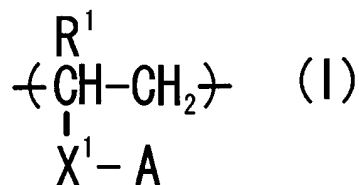


AMENDMENTS TO THE CLAIMS

1. (original) A cosmetic comprising (A) a polymer having repeating units represented by the following formulas (I) and (II):

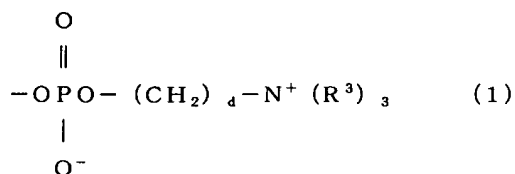


wherein each R<sup>1</sup> may be the same with or different from each other and is a hydrogen atom or a methyl group,

each of X<sup>1</sup> and X<sup>2</sup> has 2 to 10 carbon atoms and is a divalent aromatic group or a group represented by the formula, -COOR<sup>7</sup>-, wherein R<sup>7</sup> is an aliphatic group bonded to A or B,

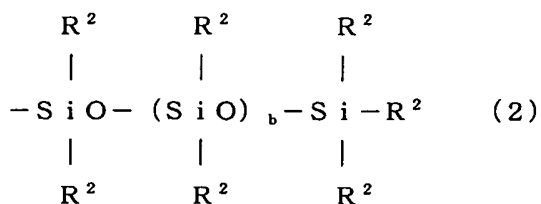
A is an organopolysiloxane residue, and

B is a group represented by the following formula (1),



wherein each R<sup>3</sup> may be the same or different from each other and is an alkyl group having 1 to 20 carbon atoms and d is an integer of from 1 to 10.

2. (original) The cosmetic according to claim 1, wherein, in the repeating unit represented by the formula (I),  $X^1$  is represented by the formula,  $-\text{COO}(\text{CH}_2)_a-$ , wherein a is an integer of from 1 to 9, or a phenylene group, and the organopolysiloxane residue A is represented by the following formula (2) ,



wherein b is an integer of from 1 to 300, and  $\text{R}^2$  may be the same with or different from each other and is a  $\text{C}_{1-30}$  alkyl or an aryl group, which is fluorinated or not substituted.

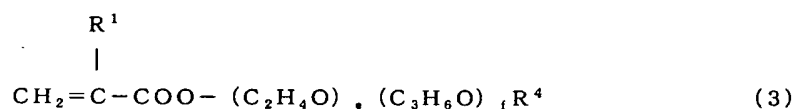
3. (currently amended) The cosmetic according to claim 1 ~~or 2~~, wherein, in the repeating unit represented by the formula (II),  $X^2$  is represented by the formula,  $-\text{COO}(\text{CH}_2)_c-$ , wherein c is an integer of from 1 to 10, and  $\text{R}^3$  is a methyl group .

4. (currently amended) The cosmetic according to ~~any one of the claims 1 to 3~~ claim 1, wherein the polymer further has repeating units (III) derived from at least one radically polymerizable monomer selected from the group consisting of unsaturated carboxylic acids and derivatives thereof, vinylpyrrolidone and derivatives thereof and styrene and derivatives thereof.

5. (original) The cosmetic according to claim 4, wherein the repeating unit (III) is derived from at least one selected from the group consisting of (meth)acrylic acid, (meth)acrylates, (meth)acrylamides and vinylpyrrolidone.

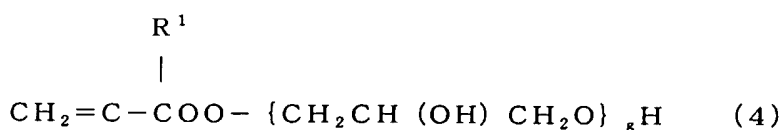
6. (original) The cosmetic according to claim 5, wherein the (meth)acrylate is polyoxyalkylene mono(meth)acrylate, or (poly)glycerin mono(meth)acrylate.

7. (original) The cosmetic according to claim 6, wherein the polyoxyalkylene mono(meth)acrylate is represented by the following formula (3),



wherein  $\text{R}^1$  is a hydrogen atom or a methyl group,  $\text{R}^4$  is a hydrogen atom, a  $\text{C}_{1-30}$  alkyl or acetyl group, and each of  $e$  and  $f$  is an integer of from 0 to 100 with a sum of  $e$  and  $f$  ranging from 5 to 200.

8. (original) The cosmetic according to claim 6, wherein the (poly)glycerin mono(meth)acrylate is represented by the following formula (4),



wherein R<sup>1</sup> is a hydrogen atom or a methyl group, and g is an integer ranging from 1 to 3.

9. (currently amended) The cosmetic according to ~~any one of the claims 1 to 3~~ claim 1, wherein the polymer comprises 1.0 to 29.0 mass% of the repeating unit (I) and 71.0 to 99.0 mass% of the repeating unit (II), based on a mass of the polymer.

10. (currently amended) The cosmetic according to ~~any one of the claims 1 to 3~~ claim 1, wherein the polymer comprises 30.0 to 99.5 mass% of the repeating unit (I) and 0.5 to 70.0 mass% of the repeating unit (II), based on a mass of the polymer.

11. (currently amended) The cosmetic according to ~~any one of the claims 4 to 8~~ claim 4, wherein the polymer comprises 1.0 to 29.0 mass% of the repeating unit (I), 0.5 to 69.5 mass% of the repeating unit (II), and 29.5 to 98.5 mass% of the repeating unit (III), based on a mass of the polymer (A).

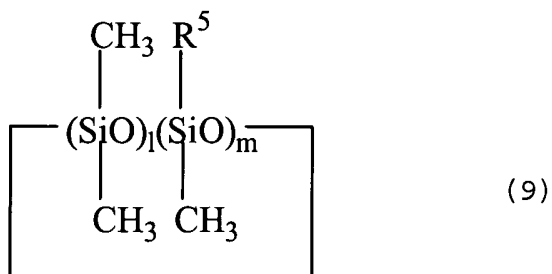
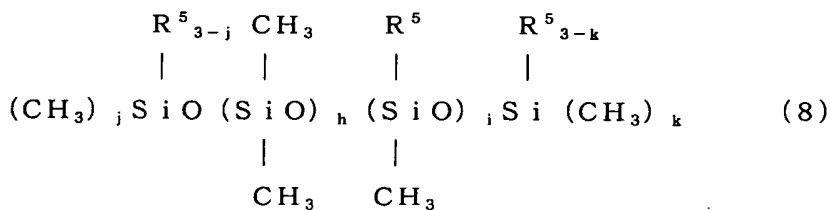
12. (currently amended) The cosmetic according to ~~any one of the claims 4 to 8~~ claim 4, wherein the polymer comprises 30.0 to 99.0 mass% of the repeating unit (I), 0.5 to 69.5 mass% of the repeating unit (II), and 0.5 to 69.5 mass% of the repeating unit (III), based on a mass of the polymer (A).

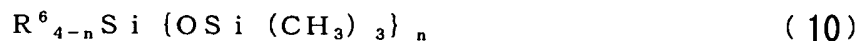
13. (currently amended) The cosmetic according to ~~any one of the claims 1 to 12~~ claim 1, wherein the cosmetic further comprises (B) an unctuous agent.

14. (original) The cosmetic according to claim 13, wherein at least a part of said unctuous agent (B) is liquid at room temperature.

15. (currently amended) The cosmetic according to claim 13 ~~or~~ 14, wherein at least a part of said unctuous agent (B) is a silicone oil.

16. (original) The cosmetic according to claim 15, wherein at least a part of said unctuous agent (B) is at least one selected from the group consisting of a linear silicone oil represented by the following formula (8), a cyclic silicone oil represented by the following formula (9) and a branched silicone oil represented by the following formula (10):





wherein  $R^5$  may be the same with or different from each other and is selected from the group consisting of a hydrogen atom, a hydroxyl group,  $C_{2-20}$  alkyl groups which may be fluorinated or aminated,  $C_{6-20}$  aryl groups,  $C_{6-22}$  alkoxy groups, and the groups represented by the formula,  $(CH_3)_3SiO\{(CH_3)_2SiO\}_pSi(CH_3)_2CH_2CH_2-$ , wherein  $p$  is an integer of from 0 to 500;  $R^6$  is a  $C_{1-20}$  alkyl group, each of  $h$  and  $i$  is an integer ranging from 0 to 1000 with a sum of  $h$  and  $i$  ranging from 1 to 2000, each of  $j$  and  $k$  is an integer of from 0 to 3, each of  $l$  and  $m$  is an integer of from 0 to 8 with a sum of  $l$  and  $m$  ranging from 3 to 8 and  $n$  is an integer of from 1 to 4.

17. (original) The cosmetic according to claim 16, wherein at least a part of said unctuous agent (B) is at least one selected from the group consisting of the linear silicone oil represented by the formula (8) with a part of  $R^5$  being an aminated or fluorinated  $C_{2-20}$  alkyl group, the cyclic silicone oil represented by the formula (9) with a part of  $R^5$  being an aminated or fluorinated  $C_{2-20}$  alkyl group, a cyclic organopolysiloxane composed of repeating units represented by the formula,  $-\{(CF_3CH_2CH_2)(CH_3)SiO\}_q-$ , wherein  $q$  is an integer of from 3 to 8, perfluoropolyether, perfluorodecalin, and perfluorooctane.

18. (currently amended) The cosmetic according to ~~any one of the claims 1 to 17~~ claim 1, wherein the cosmetic further comprises (C) a C<sub>2-10</sub> compound having an alcoholic hydroxyl group.

19. (currently amended) The cosmetic according to ~~any one of the claims 1 to 18~~ claim 1, wherein the cosmetic further comprises (D) a water-soluble polymer and/or water-swellaable polymer.

20. (currently amended) The cosmetic according to ~~any one of the claims 1 to 18~~ claim 1, wherein the cosmetic further comprises (E) water.

21. (currently amended) The cosmetic according to ~~any one of the claims 1 to 19~~ claim 1, wherein the cosmetic further comprises (F) powder.

22. (original) The cosmetic according to claim 21, wherein at least a part of said powder is at least one selected from the group consisting of silicone elastomer spherical powder, polymethylsilsesquioxane spherical powder, silicone elastomer spherical powder coated with polymethylsilsesquioxane, polyethylene powder, polypropylene powder, polytetrafluoroethylene powder, and polyurethane powder.

23. (currently amended) The cosmetic according to ~~any one of the claims 1 to 22~~ claim 1, wherein the cosmetic further comprises (G) a surfactant.

24. (original) The cosmetic according to claim 23, wherein the surfactant (G) is a silicone having a polyoxyalkylene chain or polyglycerin chain in a molecule.

25. (original) The cosmetic according to claim 24, wherein the surfactant (G) has 5 to 50 mass%, based on a molecular weight of the surfactant (G), of the polyoxyalkylene chain or the polyglycerin chain.

26. (currently amended) The cosmetic according to ~~any one of the claims 1 to 25~~ claim 1, wherein the cosmetic further comprises (H) a crosslinked organopolysiloxane.

27. (original) The cosmetic according to claim 26, wherein the crosslinked organopolysiloxane (H) is swelled with the unctuous agent (B) having a viscosity of from 0.65 mm<sup>2</sup>/sec to 100.0 mm<sup>2</sup>/sec.

28. (currently amended) The cosmetic according to claim 26 ~~or 27~~, wherein the crosslinked organopolysiloxane (H) has a crosslinkage formed by a reaction of a crosslinking agent having at least two reactive vinylic groups with a hydrogen atom bonded directly to a silicon atom.

29. (currently amended) The cosmetic according to ~~any one of the claims 26 to 28~~ claim 26, wherein the crosslinkage in the crosslinked organopolysiloxane (H) has at least one moiety



selected from the group consisting of polyoxyalkylene, alkyl, alkenyl, aryl, fluoroalkyl and polyglycerin moieties.

30. (currently amended) The cosmetic according to ~~any one of the claims 1 to 29~~ claim 1, wherein the cosmetic further comprises (I) a silicone resin which is gummy or solid at 25 °C and homogeneously soluble in decamethylcyclopentasiloxane.

31. (original) The cosmetic according to claim 30, wherein the silicone resin (I) is a silicone compound having a network structure, expressed by MQ, MT, MDQ, MDT, MTQ, MDTQ, TD, TQ, or TDQ.

32. (original) The cosmetic according to claim 31, wherein the silicone resin (I) has at least one moiety selected from the group consisting of pyrrolidone, long-chain alkyl, polyoxyalkylene, fluoroalkyl, and amino moieties.

33. (currently amended) The cosmetic according to ~~any one of the claims 1 to 32~~ claim 1, wherein the cosmetic further comprises (J) an acrylic silicone resin except the silicone polymer (A).

34. (currently amended) The cosmetic according to ~~any one of the claims 1 to 33~~ claim 1, wherein the cosmetic further comprises (K) a UV-ray protective agent.

35. (currently amended) The cosmetic according to ~~any one of the claims 1 to 34~~ claim 1, wherein the cosmetic is a skin care cosmetic, a hair care cosmetic, an antiperspirant, a makeup cosmetic, or a UV-ray protective cosmetic.

36. (currently amended) The cosmetic according to ~~any one of the claims 1 to 35~~ claim 1, wherein the cosmetic is in the form of liquid, emulsion, cream, solid, paste, gel, powder, pressed form, multi-layered form, mousse, spray, or stick.